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Patent and Trademark Office: U.S. Department of Commerce

0001/PTO  
Rev. 10/95

U.S. Department of Commerce  
Patent and Trademark Office

Application Number	10/612,828
Filing Date	July 2, 2003
First Named Inventor	Mika Särkelä
Group Art Unit	3736
Examiner Name	Navin Natnithithadha
Attorney Docket Number	3003-00040

### TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total number of pages in this Submission 5+

### ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment/Response
  - ☐ After final
  - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement/PTO-1449
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
- ☐ Response to Missing Parts Under 37.1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert a Provisional Application
- ☐ Power of Attorney, Revocation, Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_

- ☐ After Allowance Communication To Technology Group
- ☐ Appeal Communication to Board Of Appeals and Interferences
- ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below)
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- ☒

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Or Individual Name	Daniel D. Fetterley ANDRUS, SCEALES, STARKE & SAWALL, LLP 100 East Wisconsin Avenue, Suite 1100, Milwaukee, WI 53202
Signature	<i>Daniel D. Fetterley</i>
Date	12/17/04

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Mail Stop - No Fee, P.O. Box 1450, Alexandria, VA 22313-1450 on the 17th day of December, 2004.

Typed or printed name Daniel D. Fetterley

Signature	<i>Daniel D. Fetterley</i>	Date	12/17/04
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 10/612,828  
Applicant : Mika Särkelä  
Filed : July 2, 2003  
Title : Method of Positioning Electrodes for central Nervous System  
Monitoring  
  
TC/A.U. : 3736  
Examiner : Navin Natnithithadha  
  
Docket No. : 3003-00040

INFORMATION DISCLOSURE STATEMENT AND CERTIFICATION  
UNDER 37 CFR 1.97(e)

Milwaukee, Wisconsin 53202  
December 17, 2004

Commissioner for Patents  
Mail Stop - No Fee  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant notes the references listed on the attached "Information Disclosure Statement By Applicant" PTO Form 1449. Copies of articles and/or non-U.S. patent documents are enclosed. The references were cited in a Search Report issued in a corresponding European patent application. The search was carried out by the European Patent Office. U.S. Patent 6,394,953 was cited in an Information Disclosure Statement submitted to the U.S. Patent Office on July 2, 2003.

CERTIFICATION OF INFORMATION DISCLOSURE STATEMENT

This certification is being made for the Information Disclosure Statement noted above. The undersigned attorney certifies that each item of information contained in the above information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the

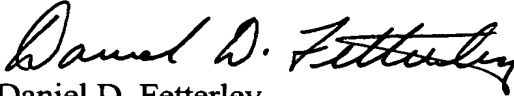
Appln. No. 10/612,828  
IDS dated December 16, 2004

filing of the statement under 37 C.F.R. 1.97(e)(1).

It is requested that these references be considered and be made of record in this application.

Respectfully submitted,

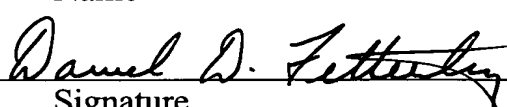
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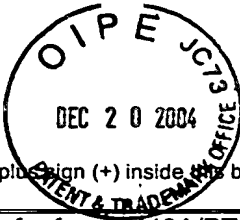
  
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Signature	Date



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PTO/SB/08B (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

<b>Substitute for form 1449A/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/612,828
				Filing Date	July 2, 2003
				First Named Inventor	Mika Särkelä
				Group Art Unit	3736
				Examiner Name	Navin Natnithithada
Sheet	1	of	1	Attorney Docket number	3003-00040

U.S. PATENT DOCUMENTS					
*Examiner Initials	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-5,291,888	03/08/1994	Tucker	
		US-5,491,492	02/13/1995	Knapp et al.	
		US-2003/055355	03/20/2003	Viertiö-Oja	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Country	Name of Patentee of Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		WO-93/02616	02/18/1993	WIPO	Pearlman	
		WO-02/00096	01/03/2002	WIPO	Physiometrix, Inc.	

NON PATENT LITERATURE DOCUMENTS		
Examiner Initials	Cite No.	<i>Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.</i>
		Patent Abstracts of Japan, Vol. 0175, No. 61 (C-1119), 10/8/1993 & JP 5-161621 A (The Sailor Pen Co. Ltd.), 6/29/1993 Abstract.

Examiner Signature		Date Considered	
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\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to client.